

IC 16-41-42 Version a**Chapter 42. Registration of Out-of-State Mobile Health Care Entities**

Note: This version of chapter added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

IC 16-41-42-1 Version a**"Health care entity"**

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 1. As used in this chapter, "health care entity" means an entity that:

- (1) is registered or licensed as a health care entity under the laws of another state, a foreign country, or a province in a foreign country; and
- (2) provides health care services, including the performance of health care tests, in a mobile facility or temporary location for a short period of time.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-2 Version a**Registry maintained**

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 2. The state department shall maintain a registry of health care entities that apply for and meet the registration requirements under this chapter.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-3 Version a**Required registry information**

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 3. The registry must include the information required under section 5(6) of this chapter for each registered health care entity and the date that the health care entity registered with the state department under this chapter.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-4 Version a**Certificate of registration**

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 4. The state department shall issue a certificate of registration to a health care entity that applies for registration and meets the

requirements of this chapter.
As added by P.L.193-2007, SEC.3.

IC 16-41-42-5 Version a

Application information

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 5. A health care entity applying for registration under this chapter shall disclose the following:

- (1) The types of health care services that the health care entity will provide in Indiana.
- (2) The names of any employees who are currently in good standing licensed, certified, or registered in a health care profession in:
 - (A) Indiana; or
 - (B) any other state;and a copy of the employee's license, certification, or registration.
- (3) Any health care services that are to be provided under a contract between the health care entity and a person that is licensed, certified, or registered in Indiana to provide health care services.
- (4) The types of:
 - (A) health care services;
 - (B) health care tests; and
 - (C) equipment;that the health care entity will perform or use.
- (5) The manner in which test results and recommendations for health care based on the results are disclosed to the patient.
- (6) The health care entity's name, address, and telephone number and the name of any company that is affiliated with the health care entity.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-6 Version a

Display of certificate

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 6. A registered health care entity shall display the entity's certificate of registration in a conspicuous place in sight of a consumer of the health care entity.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-7 Version a

Expiration of certificate

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 7. A certificate of registration expires one (1) calendar year after its issuance.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-8 Version a

Required registration

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 8. A health care entity may not provide services in Indiana until the health care entity is registered under this chapter with the state department.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-9 Version a

Requirements

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 9. Registration of a health care entity under this chapter does not exempt:

- (1) a health care professional from the licensure, certification, and registration requirements of IC 25; or
- (2) a health care service from the regulation requirements of IC 16 or IC 25.

As added by P.L.193-2007, SEC.3.

IC 16-41-42-10 Version a

Rules

Note: This version of section added by P.L.193-2007, SEC.3. See also following version of this chapter added by P.L.234-2007, SEC.47.

Sec. 10. The state department shall adopt rules under IC 4-22-2 necessary to implement this chapter, including rules specifying registration renewal procedures.

As added by P.L.193-2007, SEC.3.

IC 16-41-42 Version b

Chapter 42. Spinal Cord and Brain Injury

Note: This version of chapter added by P.L.234-2007, SEC.47. See also preceding version of this chapter added by P.L.193-2007, SEC.3.

IC 16-41-42-1 Version b

"Board"

Note: This version of section added by P.L.234-2007, SEC.47. See also preceding version of this chapter added by P.L.193-2007, SEC.3.

Sec. 1. As used in this chapter, "board" refers to the spinal cord and brain injury research board created by section 6 of this chapter.

As added by P.L.234-2007, SEC.47.

IC 16-41-42-2 Version b

"Fund"

Note: This version of section added by P.L.234-2007, SEC.47. See also preceding version of this chapter added by P.L.193-2007, SEC.3.

Sec. 2. As used in this chapter, "fund" refers to the spinal cord and brain injury fund established by section 3 of this chapter.

As added by P.L.234-2007, SEC.47.

IC 16-41-42-3 Version b

Spinal cord and brain injury fund

Note: This version of section added by P.L.234-2007, SEC.47. See also preceding version of this chapter added by P.L.193-2007, SEC.3.

Sec. 3. (a) The spinal cord and brain injury fund is established to fund research on spinal cord and brain injuries.

(b) The fund shall be administered by the state department.

(c) The fund consists of:

(1) appropriations;

(2) gifts and bequests;

(3) fees deposited in the fund under IC 9-29-5-2; and

(4) grants received from the federal government or private sources.

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(g) Of the money in the fund is continually appropriated to the state department to fund spinal cord and brain injury research programs.

As added by P.L.234-2007, SEC.47.

IC 16-41-42-4 Version b

Purposes of fund

Note: This version of section added by P.L.234-2007, SEC.47. See also preceding version of this chapter added by P.L.193-2007, SEC.3.

Sec. 4. The fund is to be used for the following purposes:

(1) Establishing and maintain a state medical surveillance registry for traumatic spinal cord and brain injuries.

(2) Fulfilling the duties of the board under section 6 of this chapter.

(3) Funding research related to treatment and cure of spinal cord and brain injuries, including acute management, medical complications, rehabilitative techniques, and neuronal recovery.

Research must be conducted in compliance with all state and federal laws.

As added by P.L.234-2007, SEC.47.

IC 16-41-42-5 Version b

Spinal cord and brain research board; members; duties

Note: This version of section added by P.L.234-2007, SEC.47. See also preceding version of this chapter added by P.L.193-2007, SEC.3.

Sec. 5. (a) The spinal cord and brain injury research board is created for the purpose of administering the fund. The board is composed of nine (9) members.

(b) The following four (4) members of the board shall be appointed by the governor:

(1) One (1) member who has a spinal cord or head injury or who has a family member with a spinal cord or head injury.

(2) One (1) member who is a physician licensed under IC 25-22.5 who has specialty training in neuroscience and surgery.

(3) One (1) member who is a physiatrist holding a board certification from the American Board of Physical Medicine and Rehabilitation.

(4) One (1) member representing the technical life sciences industry.

(c) The following five (5) members of the board shall be appointed as follows:

(1) One (1) member representing Indiana University to be appointed by Indiana University.

(2) One (1) member representing Purdue University to be appointed by Purdue University.

(3) One (1) member representing the National Spinal Cord Injury Association to be appointed by the National Spinal Cord Injury Association.

(4) One (1) member representing the largest freestanding rehabilitation hospital for brain and spinal cord injuries in Indiana to be appointed by the Rehabilitation Hospital of Indiana located in Indianapolis.

(5) One (1) member representing the American Brain Injury Association to be appointed by the Brain Injury Association of Indiana.

(d) The term of a member is four (4) years. A member serves until a successor is appointed and qualified. If a vacancy occurs on the board before the end of a member's term, the appointing authority appointing the vacating member shall appoint an individual to serve the remainder of the vacating member's term.

(e) A majority of the members appointed to the board constitutes a quorum. The affirmative votes of a majority of the members are required for the board to take action on any measure.

(f) Each member of the board is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled

to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(g) The board shall annually elect a chairperson who shall be the presiding officer of the board. The board may establish other officers and procedures as the board determines necessary.

(h) The board shall meet at least two (2) times each year. The chairperson may call additional meetings.

(i) The state department shall provide staff for the board. The state department shall maintain a registry of the members of the board. An appointing authority shall provide written confirmation of an appointment to the board to the state department in the form and manner specified by the state department.

(j) The board shall do the following:

(1) Consider policy matters relating to spinal cord and brain injury research projects and programs under this chapter.

(2) Consider research applications and make grants for approved research projects under this chapter.

(3) Formulate policies and procedures concerning the operation of the board.

(4) Review and authorize spinal cord and brain injury research projects and programs to be financed under this chapter. For purposes of this subdivision, the board may establish an independent scientific advisory panel composed of scientists and clinicians who are not members of the board to review proposals submitted to the board and make recommendations to the board. Collaborations are encouraged with other Indiana-based researchers as well as researchers located outside Indiana, including researchers in other countries.

(5) Review and approve progress and final research reports on projects authorized under this chapter.

(6) Review and make recommendations concerning the expenditure of money from the fund.

(7) Take other action necessary for the purpose stated in subsection (a).

(8) Provide to the governor, the general assembly, and the legislative council an annual report not later than January 30 of each year showing the status of funds appropriated under this chapter. The report to the general assembly and the legislative council must be in an electronic format under IC 5-14-6.

(k) A member of the board is exempt from civil liability arising or thought to arise from an action taken in good faith as a member of the board.

As added by P.L.234-2007, SEC.47.

IC 16-41-42-6 Version b

Rules

Note: This version of section added by P.L.234-2007, SEC.47. See

also preceding version of this chapter added by P.L.193-2007, SEC.3.

Sec. 6. The state department shall adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.234-2007, SEC.47.